

ENROLLED ORIGINAL

AN ACT
D.C. ACT 17-510

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
SEPTEMBER 29, 2008

*Codification
District of
Columbia
Official Code*

2001 Edition

2009 Spring
Supp.

West Group
Publisher

To establish a process for members of the public to file complaints of trash collection noise violations with the Mayor.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Trash Collection Noise Violations Abatement Act of 2008".

Sec. 2. (a) Any person may file a complaint of a trash collection noise violation with the Mayor.

(b) A complaint under subsection (a) of this section shall be submitted in written form prescribed by the Mayor and made available on the District of Columbia website. The complaint shall be submitted within one week of the alleged violation and shall be signed by an original complainant who shall attest to its accuracy, under penalty of perjury. The complaint shall include:

(1) The name of the individual or company alleged to have violated section 2806 of Title 20 of the District of Columbia Municipal Regulations;

(2) The location of the alleged violation;

(3) The date and time of the alleged violation; and

(4) Any additional identifying information about the trash truck or its driver.

(c) A District inspector need not witness a violation for a complaint to be valid.

(d) A complainant under subsection (a) of this section may appear and give testimony at any administrative hearing or administrative review of the complaint, or any other judicial or quasi-judicial action that may result from the complaint.

(e) If the Mayor deems that the complaint has merit, the Mayor shall file a Notice of Infraction pursuant to the Department of Consumer and Regulatory Affairs Civil Infractions Act of 1985, effective October 5, 1985 (D.C. Law 6-42; D.C. Official Code § 2-1801.01 *et seq.*), and with the Office of Administrative Hearings.

(f) This section shall not apply to complaints relating to Department of Public Works trash trucks.

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Sec. 3. Rules.

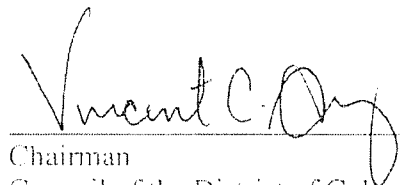
The Mayor, pursuant to Title I of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*), may issue rules to implement the provisions of this act.

Sec. 4. Fiscal impact statement.

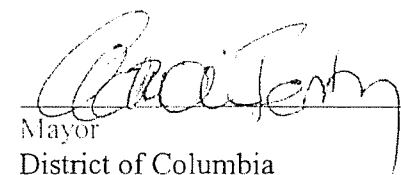
The Council adopts the fiscal impact statement in the committee report as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

Sec. 5. Effective date.

This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED
September 29, 2008

COUNCIL OF THE DISTRICT OF COLUMBIA

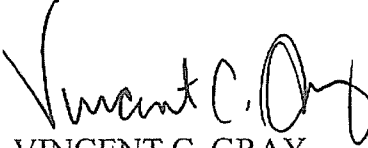
NOTICE

D.C. LAW 17-259

"Trash Collection Noise Violations Abatement Act of 2008"

Pursuant to Section 412 of the District of Columbia Home Rule Act, P.L. 93-198 (the Charter), the Council of the District of Columbia adopted Bill 17-365 on first and second readings July 15, 2008 and September 16, 2008, respectively. Following the signature of the Mayor on September 29, 2008, pursuant to Section 404(e) of the Charter, the bill became Act 17-510 and was published in the October 17, 2008 edition of the D.C. Register (Vol. 55, page 10881). Act 17-510 was transmitted to Congress on October 6, 2008 for a 30-day review, in accordance with Section 602(c)(1) of the Home Rule Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional review period has ended, and Act 17-510 is now D.C. Law 17-259, effective November 19, 2008.



VINCENT C. GRAY
Chairman of the Council

Days Counted During the 30-day Congressional Review Period:

Oct. 6,7,8,9,10,14,15,16,17,20,21,22,23,24,27,28,29,30,31

Nov. 3,4,5,6,7,10,12,13,14,17,18